

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JERRY W. GRIFFITH

Plaintiff,

V.

**EDWARD W. MENCH, JR., Individually
and as Chief of Police, Laundale Police
Department; THOMAS LINK, Individually
and as an Officer of the Laundale Police
Department; and, BOROUGH OF
LAURENDALE**

Defendants.

CIVIL ACTION

NO. 02-3543

ORDER

AND NOW, this 6th day of August, 2002, upon consideration of the Motion to Dismiss by all Defendants Pursuant to Federal Rule of Civil Procedure 12 (Document No. 6, filed July 15, 2002), following a Preliminary Pretrial Conference on August 6, 2002, plaintiff having agreed during the Conference to file an Amended Complaint from which he will delete all non-meritorious claims, and the Court having granted plaintiff leave to file and serve an Amended Complaint on or before September 6, 2002, **IT IS ORDERED** that, in accordance with the discussion at the Preliminary Pretrial Conference with respect to defendants' Motion to Dismiss, the Motion to Dismiss by all Defendants Pursuant to Federal Rule of Civil Procedure 12 is **MARKED WITHDRAWN WITHOUT PREJUDICE**.

BY THE COURT:

JAN E. DUBOIS, J.

